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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

7 LUCIANO TONELLI,)

8 Plaintiff,)

9 v.)

10 SARGENT AUTRY, *et al.*,)

11 Defendants.)
12 _____)

CASE NO. C06-698-TSZ-JPD

ORDER STRIKING PLAINTIFF'S
MOTION FOR EXTENSION OF TIME

13 Plaintiff is a Washington state prisoner proceeding *pro se* in this civil rights action pursuant
14 to 42 U.S.C. § 1983. Two of the three named defendants have filed their answer and the third –
15 former corrections officer Brandon Siivone – has recently been served with a copy of the complaint.
16 Plaintiff has filed a motion for extension of time to locate defendant Siivone. (Dkt. #29). Having
17 reviewed the motion and the balance of the record, the court does hereby find and ORDER:

18 (1) The Clerk has mailed to defendant Siivone a copy of the complaint, at an address
19 provided by counsel for defendants. Accordingly, it is not necessary for plaintiff to locate defendant
20 Siivone and the Clerk shall STRIKE plaintiff's motion for an extension of time (Dkt. #29) as
21 unnecessary. In addition, the court notes that plaintiff did not mail a copy of the motion to
22 defendants. Although plaintiff attaches a certificate of service to the motion, the certificate states
23 only that plaintiff mailed a copy of the motion to the court; it does not state that he mailed a copy to
24 counsel for defendants. **Plaintiff is reminded again that pursuant to Federal Rule of Civil
25 Procedure 5(a) and Local Rule CR 5(f), he must send a copy of every motion he files to counsel
26 for defendants, or the court will strike the motion and will not consider it.**

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PAGE - 1

